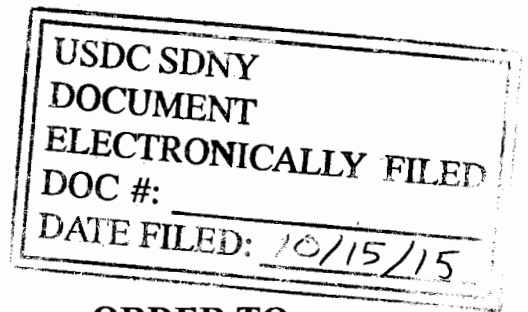


**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**



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**IN RE: METHYL TERTIARY BUTYL
ETHER ("MTBE") PRODUCTS LIABILITY
LITIGATION**

**ORDER TO
SHOW CAUSE**

**Master File No. 1:00-1898
MDL 1358 (SAS)
M21-88**

This document relates to:

*Commonwealth of Puerto Rico, et al. v. Shell Oil
Co., et al.*, 07 Civ. 10470

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SHIRA A. SCHEINDLIN, U.S.D.J.:

WHEREAS on July 16, 2013, this Court granted a motion to dismiss on statute of limitations in favor of Peerless Oil and Chemicals, Inc.; Trammo Carribean, Inc.; and Trammo Petroleum, Inc.;

WHEREAS on December 30, 2013, this Court granted a motion for summary judgment on statute of limitations in favor of Idemitsu Apollo Corporation; Vitol, Inc.; and Vitol, S.A.;

WHEREAS on May 19, 2015, the Commonwealth of Puerto Rico stipulated to and on May 21, 2015, this Court ordered the dismissal of Petrobras America Inc. because it was similarly situated to the above defendants;

WHEREAS this Court is now concerned that those decisions may be

erroneous;¹ and

WHEREAS “any order or other decision, however designated, that adjudicates fewer than all the claims or the rights and liabilities of fewer than all the parties . . . may be revised at any time before the entry of a judgment adjudicating all the claims and all the parties’ rights and liabilities.”³

The above defendants³ are ORDERED TO SHOW CAUSE why this Court should not vacate and reconsider the July 16, 2013; December 30, 2013; and May 19, 2015 Orders. Defendants may submit a Memorandum of Law of no more than ten (10) pages by November 2, 2015.

SO ORDERED:


Shira A. Scheindlin
U.S.D.J.

Date: New York, New York
October 15, 2015

¹ See Transcript of Oral Argument October 15, 2015.

² Fed. R. Civ. P. 54(b).

³ Idemitsu Apollo Corporation; Peerless Oil and Chemicals, Inc.; Petrobras America Inc.; Vitol, Inc.; Vitol, S.A.; Trammo Carribean, Inc.; and Trammo Petroleum, Inc.

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